UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

IN RE; "A Million Little Pieces" Litigation	MDL No. 1771 1:06-md-1771 (RJH) Hon. Richard J. Holwell
This Document Relates to: All Actions	

NOTICE OF FILING APPLICATION FOR APPOINTMENT OF HECTOR G. GANCEDO AS PLAINTIFFS' CO-LEAD COUNSEL

NOW COMES Hector G. Gancedo, Attorney at Law and counsel of record in Hauenstein et al. v Random House et al., Case No. 1:06-cv-04643-RJH, who files the attached Application for Appointment as Plaintiffs' Co-Lead Counsel in the above-captioned matter.

Respectfully submitted,

HECTOR G. GANCEDO (SBN 132139)
GANCEDO & NIEVES LLP

APPLICATION FOR APPOINTMENT OF
HECTOR G. GANCEDO AS PLAINTIFFS' CO-LEAD COUNSEL

Pursuant to your request for applications for appointment to interim Lead Counsel on behalf of Plaintiffs in this matter, I hereby submit my application. I am a founding partner of Gancedo & Nieves LLP in Pasadena, California, a firm that specializes in class actions, mass tort actions and complex litigation. I am counsel of record in Hauenstein et al. v Random House et al., Case No. 1:06-cv-04643-RJH. In recent years, my firm has represented thousands of consumers who have been victimized by unfair business practices. Since we have been involved in the Random House litigation, I have dedicated time and resources to the litigation, and I will continue to do so.

Since founding Gancedo & Nieves, my practice has focused on class action and mass tort litigation. In class action litigation, I specialize in consumer fraud and unfair competition litigation with a sub-specialty in labor wage and hour litigation. I have represented individuals in class actions based upon a variety of claims, including labor, antitrust, environmental, securities, banking, insurance, and consumer issues. I have been appointed lead counsel or class counsel in numerous class cases including Mazzarella v. Bank of America (consumer), Taylor v. PalmOne, Inc. (consumer), Babinski v. Pilot Catastrophe Adjusters (wage and hour) , In Re Woodlawn Cemetery (mishandling cemetery remains),, Mackall v. Farmers Insurance Exchange (wage and hour), Smiley v. CSAA (wage and hour), and O'Connor v. Boeing (environmental), and have served as local counsel in many other cases.

In mass tort litigation, I have represented hundreds of individuals in product liability and medical malpractice actions involving injuries resulting from defective medical products and ingestion of pharmaceutical products including Vioxx, Celebrex, Bextra, Rezulin, PPA, Fen-Phen, Baycol, and Sulzer Hips. I have also represented hundreds of individuals for cancer and other serious illnesses resulting from toxic waste. In addition to representation of individual clients in mass tort litigation, I have demonstrated my ability to work cooperatively with others and to provide substantial common benefit work by participating in executive, discovery, expert and/or class committees in numerous class and mass tort litigations on a state and national level.

Until just one month ago, my firm was actively involved in pursuing a settlement along with the other firms involved in the soon-to-be proposed settlement. I have not signed the settlement agreement based on questions and concerns I have regarding its terms, and the process by which confirmation of certain representations is accomplished. I wish to serve in an executive capacity in this litigation to oversee the proposed settlement to ensure the terms benefit the Class, and to participate in confirmatory discovery to the same end. In the event the proposed settlement is not an appropriate class remedy, or it is not approved by this Court, I am fully qualified to serve as co-Lead Counsel and to work cooperatively with others toward a resolution which benefits the Class. I personally have the time and resources to commit to serving in an executive capacity and hereby request appointment.

Dated: September 22, 2006

Respectfully submitted,

HECTOR G. GANCEDO (SBN 132139)
GANCEDO & NIEVES LLP
144 West Colorado Boulevard
Pasadena, California 91105
Tel. 626/685-9800
Fax 626/685-9808
hgancedo@gancedonieves.com

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 144 W. Colorado Boulevard Pasadena, CA 91105.

On September 22, 2006, I served the foregoing document described as **NOTICE OF FILING APPLICATION FOR APPOINTMENT OF HECTOR G. GANCEDO AS PLAINTIFF'S CO-LEAD COUNSEL**

Hauenstein, et al., v. James Frey, et al.

on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

SEE ATTACHED SERVICE LIST

___ **VIA FEDERAL EXPRESS** Said copies were placed in Federal Express envelopes which were then sealed and, with Federal Express charges to be paid by this firm, on this same date placed for collection and mailing at my place of business following ordinary business practices. Said envelopes will be deposited with the Federal Express Corp. on this date following ordinary business practices; and there is delivery service by Federal Express at the place so addressed.

___ I deposited CERTIFIED RETURN RECEIPT REQUESTED envelope with postage thereon fully prepaid in the mail at Pasadena, California.

_X_ **BY MAIL** I placed the envelope for collection and mailing following ordinary practices. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing with the United States Postal Service. Under the practice it would be deposited with the United States Postal Service on that same day with postage fully prepaid at Pasadena, California in the ordinary course of business. I am aware that on motion of the party serve, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in this declaration.

Executed on September 22, 2006 at Pasadena, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Rosario Castellanos

ROSARIO CASTELLANOS

John H. Alexander
John H. Alexander & Associates, LLC
100 West Monroe, 21st Floor
Chicago, IL 60602

Michael Andolina
Reich, Marissa
Blocker, Mark
Sidley Austin
One South Dearborn Street
Chicago, IL 60603

Mark S. Baumkel
Provizer & Phillips, PC
3020 Telegraph Road, Suite 200
Bingham Farms, MI 48025

Jennifer Ratner
Sidley Austin
555 West 5th Street
Los Angeles, CA 90013

Drury, Larry
Larry D. Drury
205 West Randolph Street
Suite 1430
Chicago, IL 60606

Evashevski, Kassie
Brillstein Grey
9150 Wilshire Boulevard
Beverly Hills, CA 90212

Feuer, Brad
Barnes & Noble
122 Fifth Avenue
New York, NY 10011

Frost, Scott
Stateman, Harris, Siegel & Eyrich
333 West Wacker Drive
Suite 1710
Chicago, IL 60606

Gigante, Alex
Penguin Group USA Inc
375 Hudson Street
New York, NY 10014

Kalcheim, Mitch
Kalcheim Salah
2049 Century Park East
Suite 2150
Los Angeles, CA 90067

Elizabeth McNamara
Davis, Wright, Tremaine LLP
1633 Broadway
New York, NY 10019

Meyer, Derek
McDermott, Will & Emery
227 West Monroe Street
Chicago, IL 60606

Miller, Powell
Miller Shea
Miller Shea Building
950 West University
Suite 300
Rochester, MI 48307

Mullaney, Thomas
Law Offices of Thomas Mullaney
708 Third Avenue
Suite 2500
New York, NY 10017

Myers, Michael David
Myers & Co
1809 Seventh Ave
Suite 700
Seattle, WA 98101

Pakenas, Thomas
Dale & Pakenas
641 Lake Street
Suite 400
Chicago, IL 60661

Ripka, Alan
Smith, Evan
Brodsky & Smith
Two Bala Plaza
Suite 602
Bala Cynwyd, PA 19004

Witter, Brian
DiTommaso Lubin
17 West 220, 22nd Street
Oakbrook Terrace, IL 60181

Zimmerman Jr., Thomas A.
Zimmerman & Associates
100 West Monroe, Suite 1300
Chicago, IL 60603

Big Jim Industries, Inc.c/o Barnes Morris, Klein, Mark & Yorn
1424 Second Street
Santa Monica, CA 90401